

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

MASSACHUSETTS INSTITUTE OF
TECHNOLOGY

Plaintiff,

v.

CIVIL ACTION

NO. 05-10990-DPW

HARMAN INTERNATIONAL INDUSTRIES,
INCORPORATED

Defendant,

FURTHER SCHEDULING ORDER

WOODLOCK, D.J.

The above-entitled action having been heard on October 20, 2005, it is hereby ORDERED pursuant to Rule 16(b) of the Federal Rules of Civil Procedure and Local Rule 16.1(F), that the following further discovery schedule is set:

**Identification of Opening
Experts for Issues on
which party bears the Burden
of Proof**

March 17, 2006

**Identification of Rebuttal
Experts**

April 14, 2006

Close of Fact Discovery

April 21, 2006

**Opening Expert Reports for
Issues on which
party bears the Burden of
Proof**

May 19, 2006

**Rebuttal Expert Reports and
Start of Expert
Depositions**

June 16, 2006

Close of Expert Discovery

July 14, 2006

**Dispositive Motions and
Daubert Motions**

August 25, 2006

**Oppositions to Dispositive
Motions and *Daubert* Motions**

September 15, 2006

MARKMAN HEARING

**TO BE SET AT A LATER
DATE**

All provisions and deadlines contained in this order having been established with the participation of the parties to this case, any requests for modification must be presented to the judge or magistrate judge, if referred for case management proceedings. Any requests for extension will be granted only for good cause shown supported by affidavits, other evidentiary materials, or reference to pertinent portions of the record. The request shall be made by motion and shall contain the reasons for the request, a summary of the discovery which remains to be taken, and a date certain when the requesting party will complete the additional discovery, join other parties, amend the pleadings or file motions. The Court may then enter a final scheduling order, if necessary.

Counsel are encouraged to seek an early resolution of this matter. Additional case management conferences may be scheduled by the court or upon the request of counsel, if the Court can be of assistance in resolving preliminary issues or in settlement.

By the Court,

/s/ Michelle Rynne
Deputy Clerk

DATED: November 14, 2005